

A RESOLUTION BY:

03- *R* -0848

CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH MOREHOUSE COLLEGE OR ITS DESIGNEE(S) FOR THE INSTALLATION OF PRIVATE UTILITY FACILITIES CROSSING UNDER PARSONS STREET IN THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

WHEREAS, TUFF Morehouse, LLC, and the Brookwood Group, as the Development Manager, are currently developing, for the benefit of and on land owned by Morehouse College, the "Morehouse Student Housing Facility" (the "Development"), two 3 story dormitory buildings for housing 375 undergraduate students; and

WHEREAS, as part of constructing the Development, three 4" PVC Data Ducts (the "Encroachments") are proposed to be installed under Parsons Street, a street in the City of Atlanta, connecting the Development with Morehouse College's Data Network; and

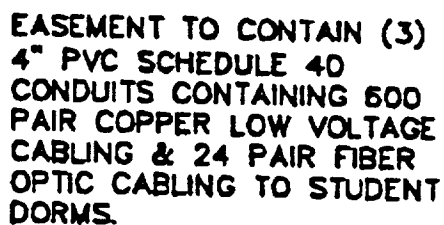
WHEREAS, Brookwood Group has approached the City seeking an Encroachment Agreement allowing the installation of the Encroachments under Parsons Street; and

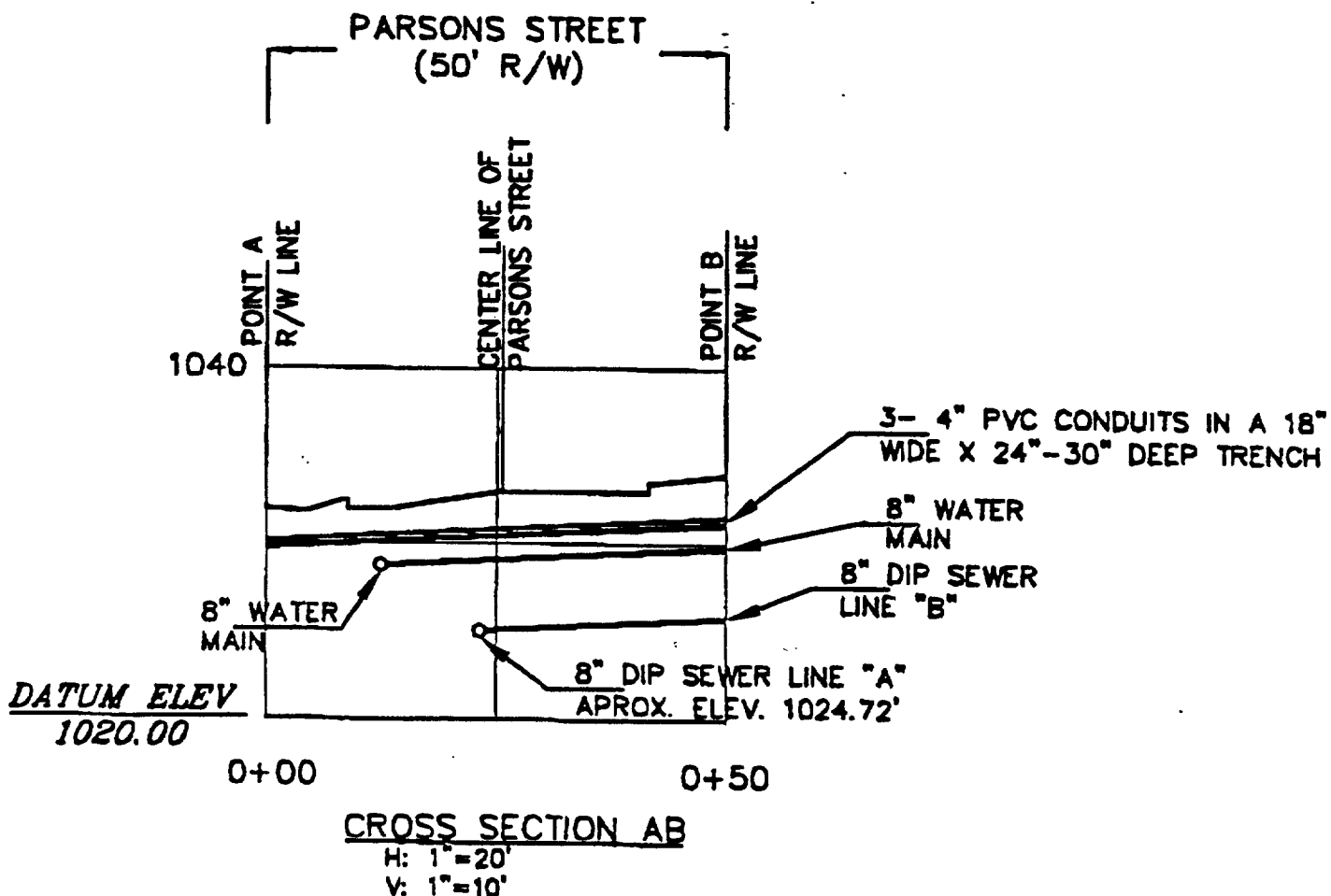
WHEREAS, the Director of the Bureau of Buildings and the Commissioner of the Department of Public Works have reviewed the plans for the Development and the installation of the Encroachments under Parsons Street, have determined that the plans meet the appropriate technical requirements and believe it to be desirable and in the best interests of the City to authorize the City to execute an Encroachment Agreement allowing the installation of the Encroachments;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

Section 1. The Mayor is authorized to enter into an Encroachment Agreement, as outlined in Section 138, Article II, of the City's Code of Ordinances, with Morehouse College, or its designee(s), for the installation of the Encroachments under the right-of-way in Parsons Street, in a form and pursuant to conditions determined by the Commissioner of the City's Department of Public Works and the City Attorney to be desirable, appropriate and in the best interests of the City for this transaction.

- Section 2.** That the City Attorney is directed to prepare an Encroachment Agreement in accordance with Section 138, Article II, of the City's Code of Ordinances.
- Section 3.** That the Encroachment Agreement will not become binding upon the City and the City will incur no liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk and delivered to the appropriate parties.





TEL: 770.452.7848 FAX: 770.452.0084
3680 NORTH PEACHTREE ROAD
ATLANTA, GEORGIA 30341
WWW.EBERLY.NET

LAND PLANNING
CIVIL ENGINEERING
LANDSCAPE ARCHITECTURE

MOREHOUSE COLLEGE STUDENT HOUSING

14TH DISTRICT
LAND LOT 109
CITY OF ATLANTA
FULTON COUNTY, GEORGIA

**CROSS SECTION AB
JANUARY 28, 2003**

SCALE: 1" = 20'

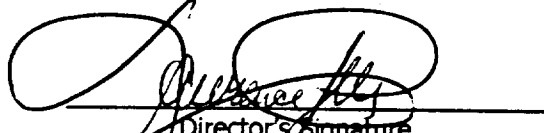
EAI JOB NO. 01-136

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: Greg Pridgeon


Commissioner's Signature


Director's Signature

Originating Department: **Public Works**

Contact Person: John W. Griffin, X6240
Lawrence Jeter, X6245

Committee(s) of Purview: City Utilities

Committee Deadline: May 26, 2003

Committee Meeting Date(s): 6/10/2003

Full Council Date: June 16, 2003

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH MOREHOUSE COLLEGE OR ITS DESIGNEE(S) FOR THE INSTALLATION OF PRIVATE UTILITY FACILITIES CROSSING UNDER PARSONS STREET IN THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.


BACKGROUND/PURPOSE/DISCUSSION:

Provides for the installation of conduits crossing under Parsons Street for high speed internet access to the Morehouse College Student Housing Facility.

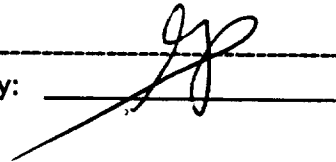
FINANCIAL IMPACT, if any:

Mayor's Staff Only

Received by Mayor's Office

5/23/03 

Reviewed By:



Submitted to Council: _____

Action By Committee: _____ Adverse _____ Held _____ Amended
_____ Substitute _____ Other _____